

February 8, 2010  
Commissioners Meeting  
Minutes

A meeting of the Board of Commissioners of Colfax County, Nebraska was held in the Commissioners Room of the County Courthouse, Schuyler, Nebraska on the 8th day of February, 2010. The County Board of Commissioners met at 8:30 a.m. Present were: Jerry L. Heard, Jerold Kracl and Skip Oehrich, County Commissioners, Rita M. Mundil, County Clerk, Bo Botelho, County Attorney. Notice of this meeting was given in advance thereof by posting written notice in at least three different public places as shown by the Certificate of Posting Notice. Availability of the proposed agenda was communicated in the advance notice and in the notice to the board. Copies of the Open Meetings Act were posted and available to the public. All proceedings shown were taken while the meeting was officially convened and open to the public.

The chairman stated a copy of the Open Meeting Act statute is posted and available to the public.

Motion Kracl; second Oehrich to approve the agenda. Voting YES: Heard, Kracl and Oehrich. Voting NO: None. Motion carried.

Motion Oehrich; second Kracl to approve the minutes of 1/26/10. Voting YES: Kracl, Oehrich and Heard. Voting NO: None. Motion carried.

The general assistance clerk gave a report of the activities of her department, no need to enter into executive session.

The county attorney informed the board of a meeting he attended with our county sheriff and Platte County sheriff regarding work release for Colfax County inmates. If the defendant meets work release qualifications and if a bed is available, they will be able to receive work release. He also presented an application to receive funds in the amount of \$9,851.00 for the continuation of the Juvenile Diversion Program. Motion Kracl; second Oehrich to authorize the new application for a juvenile service program for the YR10-11 budget year. Voting YES: Kracl, Oehrich and Heard. Voting NO: None. Motion carried.

The weed superintendent gave a report of the activities of his department; he plans to attend the spring conference in North Platte.

The clerk provided the board with a copy of her monthly fees, STOP revenue received, and the fuel refund from the general and road fund. She informed the board that the window grant is completed and she received confirmation from Nebraska Energy Office that they received our application. Correspondence from Nebraska Commission on Law Enforcement and Criminal Justice states that on November 2, 2009 the Colfax County Jail was visited and evaluated by the personnel of their department to determine compliance with the Minimum Jail Standards. The Jail Standards Board reviewed the report on the evaluation at their January 22, 2010 meeting and determined the facility to be in full compliance.

The board received a copy of the monthly fee report of the District Court Clerk.

The sheriff's January monthly fee report was provided to the board and placed on file.

The county treasurer presented a change in safekeeping receipt from Pinnacle and Clarkson Bank.

The Juvenile Home Detention 4<sup>th</sup> Quarter report for 2009 was provided to the board and placed on file.

The mayor and clerk from the City of Schuyler addressed the board on Great Northern properties; discussion was held if the city and county could do a joint venture to clean up and/or dispose of the property.

John Svoboda an attorney with the law firm of Gross & Welch withdrew the contract for public defender services he presented to the commissioners in January; at the next meeting the county attorney will have the various statutes that must be followed of obtaining a public defender for the county.

The board provided an opportunity for county employee's to attend an "Agenda-less meeting".

The board of commissioners recessed at 10:15 a.m. and reconvened at 10:30 a.m.

The clerk provided the board with two Memos for Record from the county flood plain administrator documenting his conversation with the Union Pacific Railroad. It is proposed that the county's highway consultant meet with UPRR engineers to discuss bridge action on Shell Creek and to resolve other issues. The time and place for this meeting has not been set at this time.

The emergency manager gave a report of the activities of his department; he attended a planning and training program on the 27<sup>th</sup> and 28<sup>th</sup> of January; the LEOP manual is completed; he also plans on attending training in Kearney on February 10<sup>th</sup>.

The highway department gave a report of the activities of their department; the timeline for Stimulus II-Federal-aid Transportation Projects were reviewed with the board.

Motor Grader bids that were received and publicly read at the January 26th meeting were reviewed; six bids were received.

Motion Kracl; second Oehlich to purchase a 2009 New Holland Model G200 with a trade in of Howells #3001 (John Deere) for the amount of \$134,675.00 with Diesel Power Equipment Company. Voting YES: Kracl and Oehlich. Voting NO: Heard. Motion carried.

Motion Oehlich; second Kracl to purchase a 2010 Caterpillar 140M with a trade in of Schuyler #3973(Cat) for the amount of \$175,717.00 with Nebraska Machinery. Voting YES: Kracl, Oehlich and Heard. Voting NO: None. Motion carried.

The board set the gravel bids to be received March 8, 2010 at 11:00 a.m. in the commissioner' s room and publicly opened and read. Discuss, consider and action taken on the gravel bids will be at March 30, 2010 meeting.

Motion Heard; second Kracl to approve Resolution 2-8-10(1) to authorize Mark Arps to prepare and sign the Colfax County One and Six Year documents for 2010. Voting YES: Oehlich, Heard and Kracl. Voting NO: None. Motion carried.

The clerk summarized the day' s agenda and action taken.

Motion Kracl; second Heard to adjourn BOC at 12:05 p.m. and to meet again February 23, 2010. Voting YES: Heard, Kracl and Oehlich. Voting NO: None. Motion carried.

I, Rita M. Mundil, duly appointed and qualified County Clerk of said county, do hereby state that the above minutes were recorded by me, are true and correct to my knowledge, are recorded in the Commissioners Records and were completed for public inspection and publication on the 9th day of February, 2010.

---

Rita M. Mundil, County Clerk